

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: June 16-17, 2004

Reference No.: 3.6
Information Item

From: ROBERT L. GARCIA
Chief Financial Officer

Prepared by: Terry Abbott
Division Chief
Local Assistance

Ref: **FIFTH CYCLE AB 1012 UNOBLIGATED RSTP, CMAQ, AND REGIONAL TEA "USE IT OR LOSE IT" BALANCE REPORT**

SUMMARY:

The annual notice to regional agencies for the fifth cycle of AB 1012 "Use It or Lose It" provisions was released on December 29, 2003. At that time, fifth cycle Regional Surface Transportation Program (RSTP), Congestion Mitigation and Air Quality (CMAQ), and Regional Transportation Enhancement Activity (R-TEA) funds subject to potential reprogramming on December 29, 2004 totaled approximately \$229 million, based on September 30, 2003 balances. Eleven agencies had CMAQ balances subject to reprogramming, nine agencies had RSTP balances subject to reprogramming, and 31 regions had R-TEA balances subject to reprogramming.

The March 31, 2004 balance reports show total funds subject to reprogramming for the fifth cycle of AB 1012 are approximately \$153 million, a reduction of \$76 million. Approximately 52 percent of the amount subject to reprogramming is in the RSTP program, 40 percent is in the CMAQ program, and eight percent is in the R-TEA program. The number of agencies with CMAQ balances subject to reprogramming has decreased from 11 to 10, agencies with RSTP balances subject to reprogramming has decreased from nine to seven, and the number of regions with R-TEA balances subject to reprogramming has decreased from 31 to 22. The Governor's Budget May Revise eliminated the \$400 million cash management proposal for FY 2003-04 and reduced the proposal for FY 2004-05 to \$200 million. Projects on the State Highway System with cooperative agreements and administered by the Department of Transportation (Department) are being processed under advanced construction at this time. The will keep the California Transportation Commission (Commission) apprised of the impact of the use of the advance construction process on the "Use It or Lose It" provisions of AB 1012.

Regional agencies were required to submit obligation plans for all AB 1012 fifth cycle balances

by May 1, 2004. Review of these plans is currently underway, and findings will be included with the next quarterly report.

BACKGROUND:

AB 1012 was enacted October 10, 1999 with a goal of improving the delivery of transportation projects. A section of the legislation states that regional agency CMAQ and RSTP funds that are not obligated within the first three years of federal eligibility are subject to reprogramming by the Commission in the fourth year. The Department is including R-TEA funds under the AB 1012 use it or lose it requirements. In addition, the Department is required to submit quarterly progress reports on impacted fund balances to the Commission.

Attachments

APPORTIONMENT STATUS REPORT
CMAQ, RSTP, R-TEA
Per AB 1012
as of March 31, 2004

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Attachment Page 1

Cycle 5 Summary

Region	CMAQ Unobligated 3/31/2004 Delivery Balance ¹	CMAQ Amount Subject to AB 1012 Reprogramming Cycle 5 12/29/2004 ²	RSTP Unobligated 3/31/2004 Delivery Balance ¹	RSTP Amount Subject to AB 1012 Reprogramming Cycle 5 12/29/2004 ²	R-TEA Unobligated 3/31/2004 Delivery Balance ¹	R-TEA Amount Subject to AB 1012 Reprogramming Cycle 5 12/29/2004 ²
Butte	187,959	-	-	-	-	-
Fresno	14,429,646	4,109,073	13,460,739	6,417,670	1,984,041	859,522
Kern	7,852,088	1,354,763	5,512,465	-	1,357,814	-
Kings	-	-	-	-	417,619	196,785
Los Angeles	(45,014,238)	-	137,178,913	53,440,431	9,375,159	-
Madera	-	-	716	-	-	-
Merced	3,228,653	1,121,880	1,456,489	-	-	-
Monterey	2,502,468	316,700	1,593,469	-	1,260,854	670,071
Orange	63,440,279	30,871,014	37,961,352	12,889,135	5,929,707	2,921,060
Riverside	8,261,210	-	15,980,013	2,347,488	3,739,675	1,584,754
Sacramento (SACOG)	12,900,383	-	10,628,812	-	1,196,087	-
San Benito	544,562	248,079	-	-	-	-
San Bernardino	51,884,127	20,873,184	17,254,350	2,192,328	5,489,263	2,687,042
San Diego	13,586,937	-	15,992,234	-	(1,835,508)	-
S.F. Bay Area (MTC)	(27,923,263)	-	2,981,003	-	7,202,786	-
San Joaquin	2,000,094	-	3,400,861	-	(71,962)	-
San Luis Obispo	-	-	1,495,741	-	806,806	219,038
Santa Barbara	3,131,572	-	3,320,540	-	927,984	256,753
Santa Cruz	1,592,691	228,519	58,457	-	69,638	-
Stanislaus	3,768,678	-	4,778,357	839,761	644,520	77,953
Tahoe	661,129	190,806	-	-	141,224	56,000
Tulare	5,388,784	1,791,082	-	-	1,096,977	405,562
Ventura	6,449,503	-	5,813,466	-	1,377,482	392,367
Rural Counties & SCAG	\$0	\$0	\$4,638,617	\$1,671,305	\$5,633,803	\$2,241,199
TOTAL	\$128,873,262	\$61,105,100	\$283,506,594	\$79,798,118	\$46,743,969	\$12,568,106

¹ Indicates all apportionments not yet obligated.

² Reflects balances 2-years old entering 3rd year.

Cycle 5 assumes the use of all previous cycle balances.

Note: The Regional balances reflect activities that have been recorded in the Department's Local Assistance accounting system. There may be a time delay between the FHWA authorization and the recording of the transaction in the Department's Local Assistance accounting system.

Balances do not include FFY 2004 apportionments.

APPORTIONMENT STATUS REPORT
CMAQ, RSTP, R-TEA
Per AB 1012
as of March 31, 2004

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Cycle 5 Summary
Rural Counties

Region	CMAQ Unobligated 3/31/2004 Delivery Balance ¹	CMAQ Amount Subject to AB 1012 Reprogramming Cycle 5 12/29/2004 ²	RSTP Unobligated 3/31/2004 Delivery Balance ¹	RSTP Amount Subject to AB 1012 Reprogramming Cycle 5 12/29/2004 ²	R-TEA Unobligated 3/31/2004 Delivery Balance ¹	R-TEA Amount Subject to AB 1012 Reprogramming Cycle 5 12/29/2004 ²
Rural County Information:						
Del Norte	-	-	-	-	-	-
Humboldt	-	-	-	-	433,363	118,704
Lake	-	-	-	-	-	-
Mendocino	-	-	-	-	509,071	212,005
Lassen	-	-	-	-	425,552	225,350
Modoc	-	-	-	-	-	-
Plumas	-	-	-	-	344,980	140,317
Shasta	-	-	-	-	30,683	-
Siskiyou	-	-	-	-	145,884	-
Tehama	-	-	-	-	-	-
Trinity	-	-	-	-	(115,854)	-
Colusa	-	-	-	-	-	-
El Dorado	-	-	159,698	-	94,823	-
Glenn	-	-	-	-	-	-
Nevada	-	-	-	-	71,297	-
Placer	-	-	1,551,865	-	34,629	-
Sierra	-	-	-	-	-	-
Inyo	-	-	133	-	759,671	332,793
Mono	-	-	-	-	655,551	339,413
Alpine	-	-	-	-	-	-
Amador	-	-	-	-	226,235	120,292
Calaveras	-	-	-	-	-	-
Mariposa	-	-	-	-	98,000	16,275
Tuolumne	-	-	-	-	295,185	155,739
Imperial (SCAG)	-	-	2,926,921	1,671,305	1,624,733	580,311
Rural Combined Totals:	\$0	\$0	\$4,638,617	\$1,671,305	\$5,633,803	\$2,241,199

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